



1 and denying in party the Secretary's motion to compel. *See* Declaration of Rose Darling, ("Darling  
2 Decl."), attached hereto as Exhibit A, ¶ 3.

3 2. WHEREAS, due to technical issues, the Secretary was not able to fully access this  
4 information until January 11, 2019. Ex. A ¶ 3.

5 3. WHEREAS, the Secretary is in the process of reviewing TForce's recent  
6 production, which includes more than 50,000 documents (thousands of which are Excel  
7 spreadsheets) containing information potentially relevant to the Secretary's claims against  
8 Defendants. Ex. A ¶ 4.

9 4. WHEREAS, the Secretary estimates that his wage and hour investigator needs at  
10 least 90 days to review and analyze TForce's document production, including time to determine  
11 whether the material recently disclosed affects the amount of damages the Secretary alleges against  
12 Defendants. Ex. A ¶ 5.

13 5. WHEREAS, per the Court's Case Management Scheduling Order, fact discovery in  
14 this case ends on March 22, 2019, and trial is set to begin on October 21, 2019. Dkt. 40.

15 6. WHEREAS, given the size of TForce's recent production, the parties agree that  
16 additional time is needed to complete discovery in this case, including depositions of the parties'  
17 witnesses, and to prepare for trial. Ex. A ¶ 6.

18 7. WHEREAS, in addition, a settlement conference with the Hon. Kandis Westmore is  
19 currently scheduled for March 1, 2019, and the parties agree additional time is needed for that  
20 conference to be productive.

21 8. WHEREAS, this is the parties' first request to extend discovery or continue the trial  
22 date.

23 NOW, THEREFORE, the parties hereby stipulate and request an order as follows:

24 1. The fact discovery deadline shall be extended by approximately 150 days.  
25 Accordingly, all pretrial deadlines shall be modified as follows:

- 26 a. On or before **August 16, 2019**, the parties shall complete all non-expert  
27 discovery.  
28


- b. On or before **August 16, 2019**, the parties will designate experts in accordance with Federal Rule of Civil Procedure 26(a)(2).
- c. On or before **September 13, 2019**, the parties will designate their supplemental and rebuttal experts in accordance with Federal Rule of Civil Procedure 26(a)(2).
- d. On or before **September 27, 2019**, the parties shall complete all discovery of expert witnesses under Federal Rule of Civil Procedure 26(b)(4).
- e. All pretrial motions shall be heard no later than **November 1, 2019**.
- f. The final pretrial conference shall be held on **January 15, 2020**.

2. The settlement conference scheduled for March 1, 2019, shall be continued to a mutually convenient date. The parties are instructed to submit jointly agreed dates for the settlement conference to Magistrate Judge Westmore.

3. Trial shall commence on a date set by the Court on or after **February 3, 2020**.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 1/31/19

  
RICHARD SEEBORG  
United States District Judge

Respectfully submitted,

DATE: January 31, 2019

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